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MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

GWENDOLYN MINES,

Plaintiff - Appellant,

v.

KRISTIN HOFFMAN; et al.,

Defendants - Appellees.

No. 08-15410

D.C. No. CV-06-02580-EHC/ECV

MEMORANDUM^{*}

Appeal from the United States District Court
for the District of Arizona
Earl H. Carroll, District Judge, Presiding

Submitted February 23, 2009^{**}

Before: KOZINSKI, Chief Judge, HAWKINS and GOULD, Circuit Judges.

Appellant's December 29, 2008 filing is construed as a motion to reinstate the appeal. So construed, the motion is granted and the appeal is reinstated.

^{*} This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

^{**} The panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

Upon review of the record and appellant's opening brief, this court hereby summarily affirms the district court's order denying appellant's motions for reconsideration. *See United States v. Hooton*, 693 F.2d 857 (9th Cir. 1982) (per curiam) (summary affirmance appropriate where result is clear from face of record).

AFFIRMED.